

The President laid the resolution before the Senate, and it was read and was adopted.

House Concurrent Resolution 84

On motion of Senator Martin, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

H. C. R. No. 84, Authorizing correction in enrolled copy of H. B. No. 194.

The President laid the resolution before the Senate, and it was read and was adopted.

Hour to Which Senate Shall Adjourn

On motion of Senator Metcalfe, the Senate agreed to stand adjourned until 10:00 o'clock a. m. Monday, April 5, 1943, at the conclusion of the joint session to be held today to hear an address by Hon. Tom Linder.

Joint Session

(To Hear Hon. Tom Linder)

At 11:30 o'clock a. m., the President announced the arrival of the hour for the joint session to be held pursuant to S. C. R. No. 37 to hear Hon. Tom Linder, and requested the Senators to proceed in a body to the Hall of the House of Representatives.

The Honorable Senators were announced at the Hall of the House and were duly admitted and escorted to seats prepared for them in the center aisle of the Hall.

President John Lee Smith occupied a seat on the Speaker's rostrum.

The Honorable Tom Linder, Commissioner of Agriculture of the State of Georgia, was announced at the bar of the House and escorted to the Speaker's rostrum by Senators Sulak, Moffett, and Lane, on the part of the Senate, and by Representatives Fuchs, Dunn, Deen, Baker, Carrington, and Dove, on the part of the House.

The President called the Senate to order and ascertained and announced the presence of a quorum of the Senate.

Speaker Price Daniel ascertained and announced the presence of a quorum of the House and announced the purpose of the joint session.

The President presented Senator L. J. Sulak, who introduced Hon. Tom Linder to the joint session.

Mr. Linder then addressed the joint session.

At the conclusion of the address the President (at 12:15 o'clock p. m.) declared the Senate adjourned until 10:00 o'clock a. m. Monday, April 5, 1943, in accordance with a motion previously agreed to by the Senate.

FORTY-SIXTH DAY

(Monday, April 5, 1943)

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called, and the following Senators were present:

Aikin	Metcalfe
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

A quorum was announced present.

Rev. S. B. Culpepper, Chaplain, offered prayer.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of Friday, April 2, 1943, was dispensed with and the Journal was approved.

Leaves of Absence Granted

Senator Hazlewood was granted leave of absence for today on account of important business, on motion of Senator Metcalfe.

Senator Bullock was granted leave of absence for today and the re-

mainder of this week on account of illness, on motion of Senator Metcalfe.

Senators Fain, Formby, Kelley, Lemens, and Spears were granted leave of absence for this week on account of official business, on motion of Senator Metcalfe.

Senate Concurrent Resolution 40

Senator Jones offered the following resolution:

S. C. R. No. 40, Inviting Honorable Sam Rayburn to address a joint session of the Legislature.

Whereas, It is understood that Honorable Sam Rayburn, Speaker of the House of Representatives, Washington, D. C., will be in Texas within the near future; now, therefore, be it

Resolved by the Senate of Texas, the House of Representatives concurring, That he be invited to address a joint session of the Legislature at a convenient time, and that a committee of three Members of the Senate and three Members of the House be directed to extend an invitation to Speaker Rayburn to deliver such address and arrange the date and time for same.

JONES,
AIKIN.

The resolution was read; and on motion of Senator Jones and by unanimous consent, it was considered immediately and was adopted.

Accordingly, the President announced the appointment of the following committee on the part of the Senate: Senators Jones, Aikin, and York.

Conference Committee on Senate Bill 7

Senator Graves called S. B. No. 7 from the President's table for consideration of the House amendments to the bill.

The President laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Graves moved that the Senate do not concur in the House amendments and that a Conference Committee be appointed to adjust the

differences between the two Houses on the bill.

The motion prevailed.

Accordingly, the President announced the appointment of the following conferees on the part of the Senate:

Senators Stone, Vick, Martin, Graves, and Morris.

Senate Bill 9 with House Amendments

Senator Graves called S. B. No. 9 from the President's table for consideration of the House amendments to the bill.

The President laid the bill and House amendments before the Senate, and the House amendments were read.

On motion of Senator Graves, the Senate concurred in the House amendments.

Communication from Honorable Herbert Hoover

The President laid before the Senate, and had read, the following communication:

The Waldorf Astoria,
New York, New York,
March 29, 1943.

The Honorable John Lee Smith, President of the Senate of the State of Texas, Austin, Texas.

My dear Mr. President: I am greatly honored by the Concurrent resolution of the Legislature of Texas inviting me to speak to the joint assembly.

I would indeed be glad to have this privilege at some future time. Owing to long prior engagements, I have not been able to accept another invitation in Texas on the 29th of this month, which was to be the occasion of a visit to Texas. I regret very much that this is the case.

Yours faithfully,

HERBERT HOOVER.

Senate Bill 125 on Passage to Engrossment

The President laid before the Senate, as the unfinished business, on its passage to engrossment (the bill having been read second time on Friday, April 2, 1943):

S. B. No. 125, A bill to be entitled "An Act to amend Section 1 of Article

1 of H. B. No. 284, Acts of the Regular Session of the Forty-seventh Legislature [relating to granting of aid to certain school districts]; and declaring an emergency."

With the following amendment by Senators Stone and Beck and the following substitute by Senator Morris for the amendment pending:

Amendment

Amend S. B. No. 125 by inserting at the end of the first sentence, and just before the period on line 26 of the printed bill, the following:

"and provided further that the minimum limitations as to scholastic population for eligibility herein set forth shall not apply for any type of aid to any school district in which the number of scholastics has increased to more than 500 on account of the construction of army camps or defense plants either within such districts or in close proximity thereto if said district can show budgeting need therefor."

Substitute

Amend S. B. No. 125 by striking out the words and figures "500" in line 15.

Question—Shall the substitute be adopted?

Senator Stone moved to table the substitute.

Yeas and nays were demanded, and the motion to table was lost by the following vote:

Yeas—9

Aikin	Martin
Beck	Stone
Chadick	Vick
Graves	Winfield
Jones	

Nays—15

Brownlee	Moore
Cotten	Morris
Lane	Ramsey
Lanning	Shivers
Lovelady	Sulak
Mauritz	Weinert
Metcalf	York
Moffett	

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

Question then recurring on the substitute, yeas and nays were demanded.

The substitute was adopted by the following vote:

Yeas—14

Brownlee	Metcalf
Cotten	Moffett
Jones	Morris
Lane	Ramsey
Lanning	Shivers
Lovelady	Weinert
Mauritz	York

Nays—9

Aikin	Stone
Chadick	Sulak
Graves	Vick
Martin	Winfield
Moore	

Absent

Beck

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

Question—Shall the amendment as substituted be adopted?

On motion of Senator Aikin, and by unanimous consent, the bill was tabled subject to call.

Message from the House

Hall of the House of Representatives,
Austin, Texas,
April 5, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills and resolution:

H. C. R. No. 85, Expressing sympathy toward the victims of Nazi religious persecution and racial hatred.

H. B. No. 219, A bill to be entitled "An Act appropriating the sum of One Million One Hundred Eighty-six Thousand Five Hundred Fifty-five and 58/100 (\$1,186,555.58) Dollars per year or so much thereof as may be necessary, for the next biennium beginning September 1, 1943, and ending August 31, 1945, from the General Revenue Fund for the purpose of

promoting public school interests and assisting local districts in the teaching of vocational agriculture, home economics, trades and industries, vocational rehabilitation and rehabilitation for crippled children according to the Federal laws governing vocational education, all of which shall be matched by Federal funds; etc.; and declaring an emergency."

H. B. No. 642, A bill to be entitled "An Act for the organization and coordination of defense activities in Texas; etc.; and declaring an emergency."

Respectfully submitted,

CLARENCE JONES,
Chief Clerk, House of Representatives.

House Bills on First Reading

The following House bills received from the House today, were laid before the Senate, read first time, and referred to the committees indicated:

H. B. No. 642, to Committee on State Affairs.

H. B. No. 219, to Committee on Finance.

Senate Joint Resolution 1 on Second Reading

The President laid before the Senate, on its second reading:

S. J. R. No. 1, Proposing the repeal of Section 9 of Article V and the amendment of Section 20 of Article V of the Constitution of Texas so as to abolish the office of District Clerk and transfer the functions of the District Clerk to the County Clerk.

The resolution was read second time.

Pending consideration of the resolution, President pro tempore Mauritz occupied the Chair temporarily.

(President in the Chair.)

Senator Moore offered the following amendment to the resolution:

Amend S. J. R. No. 1, Section 20 in Section 2 by adding thereto the following:

"But in the counties of more than 75,000 inhabitants according to the last preceding or any future Federal Census there shall also be elected a District Clerk who shall be clerk of the District Courts."

Senator Brownlee offered the following amendment to the amendment:

Amend the amendment by Moore by changing the figures "75,000" to "40,000."

Senator Morris moved to table the amendment to the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—15

Aikin	Morris
Beck	Ramsey
Graves	Shivers
Lane	Sulak
Lanning	Weinert
Martin	Winfield
Metcalf	York
Moore	

Nays—9

Brownlee	Mauritz
Chadick	Moffett
Cotten	Stone
Jones	Vick
Lovelady	

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

Question recurring on the amendment of Senator Moore, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—13

Cotten	Moore
Graves	Ramsey
Jones	Shivers
Lanning	Stone
Martin	Vick
Mauritz	Winfield
Moffett	

Nays—11

Aikin	Metcalf
Beck	Morris
Brownlee	Sulak
Chadick	Weinert
Lane	York
Lovelady	

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

Senator Vick offered the following amendment to the resolution:

Amend S. J. R. No. 1 by changing the words and figures "2" to "4" on line 16 of printed bill.

Senator Morris moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—15

Aikin	Morris
Beck	Ramsey
Cotten	Shivers
Lanning	Stone
Martin	Sulak
Mauritz	Winfield
Metcalf	York
Moore	

Nays—9

Brownlee	Lovelady
Chadick	Moffett
Graves	Vick
Jones	Weinert
Lane	

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The Senate then refused to pass the resolution to engrossment by the following vote:

Yeas—5

Aikin	Morris
Beck	Ramsey
Moore	

Nays—19

Brownlee	Metcalf
Chadick	Moffett
Cotten	Shivers
Graves	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York
Mauritz	

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

Bills and Resolutions Signed

The President signed, in the presence of the Senate, after giving due notice thereof, the following enrolled bills and resolutions:

S. B. No. 237, A bill to be entitled "An Act amending Chapter 9, Section 4, of the General Laws of the Second Called Session of the Forty-second Legislature of Texas; changing the time for holding District Court in the Counties of McCulloch, Brown, and Coleman, comprising the 35th Judicial District of Texas; validating all processes issued, bonds and recognizances made and all grand and petit juries drawn for a succeeding term of court before this Act takes effect and making them returnable to the next succeeding term of court in said counties as herein fixed; validating other processes issued and returned; authorizing the Judge of said Court to hold as many sessions of court in any term in any county as he may deem proper; providing for the apportionment of the cost of the salary of the official shorthand reporter of said district; providing for the time of taking effect of this Act; and declaring an emergency."

S. B. No. 91, A bill to be entitled "An Act providing for the closed season on mourning doves and quail in Scurry County, Texas, for a period of five (5) years; providing however, none of the provisions of this Act shall apply to that part of Scurry County outside of Commissioners Precinct No. 3; prescribing penalty for the violation of this Act; repealing all laws in conflict; and declaring an emergency."

S. C. R. No. 39, Authorizing correction of S. B. No. 237.

H. C. R. No. 87, Inviting the Hon. W. Lee O'Daniel to address a joint session in the Hall of the House of Representatives at 11:00 o'clock a. m., Tuesday, April 6th.

H. C. R. No. 84, Authorizing Enrolling Clerk of the House to make certain corrections in H. B. No. 194.

H. C. R. No. 72, Extending an invitation to Mr. Anthony Eden to address a joint session of the Texas Legislature.

H. J. R. No. 18, Proposing an amendment to Section 9 of Article 8 of the Constitution of the State of Texas, by changing said Section 9 so as to provide that the commissioners' court in any county may reallocate the county tax levies authorized in said Section by changing the rates provided for any of the purposes authorized in said Section by either increasing or decreasing the same, but in no event shall the total of such taxes exceed Eighty Cents on the One Hundred (\$100) Dollars valuation for any one year; providing that before such commissioners' court may make such reallocations and changes in such levies that the same shall be submitted to the qualified property tax-paying voters of such county at a general or special election and shall be approved by a majority of the qualified property tax-paying voters, voting in such election; providing that if and when such reallocations and changes in such county tax levies have been approved by the qualified property taxpaying voters of any county as herein provided, such reallocations and changes shall remain in force and effect for a period of six years from the date of the election at which same shall be approved, unless the same again shall have been changed by a majority vote of the qualified property tax-paying voters of such county, voting on the proposition, after submission by the commissioners' court at a general or special election for that purpose; providing that this Section shall not be construed as a limitation on powers delegated to counties, cities or towns by any other Section or Sections of this Constitution; fixing the time for the election for the adoption or rejection of said proposed constitutional amendment; making certain provisions for said election and ballots thereof and the method thereof; directing the issuance of proclamation therefor; prescribing certain duties of the Governor of the State of Texas; and making an appropriation to defray the expenses of said election.

S. B. No. 9, A bill to be entitled "An Act to amend Article 4725. Revised Civil Statutes of 1925, as thereafter amended; and declaring an emergency."

Senate Concurrent Resolution 23

The President laid before the Senate for consideration at this time:

S. C. R. No. 23, Relating to leasing of commercial motor vehicles by private truck owners during the period of the present national emergency."

The resolution was read second time.

(Senator Aikin in the Chair.)

Senator Weinert offered the following amendment to the resolution:

Amend S. C. R. No. 23, by adding after the word "lessee," line 30, the following:

"in the transportation of lessee's own property."

The amendment was adopted.

(President in the Chair.)

Senator Aikin offered the following amendment to the resolution:

Amend S. C. R. No. 23 by striking out the first resolving clause and substituting in lieu thereof the following:

"Now, Therefore, Be It Resolved, That private carriers (within the meaning of Section 1 (a) of Article 911b, R. C. S., 1925) shall be authorized to lease their vehicles to other such private carriers for the transportation of property on return hauls in order to comply with General Order O.D.T. No. 17 and other applicable orders, rules, and regulations of the Office of Defense Transportation."

Senator Mauritz moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—17

Beck	Metcalf
Brownlee	Moffett
Chadick	Ramsey
Graves	Shivers
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York
Mauritz	

Nays—6

Aikin	Moore
Cotten	Morris
Jones	Sulak

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears

Paired

Senator Stone (present), who would vote "nay" with Senator Hazlewood (absent), who would vote "yea."

The resolution then was adopted by the following vote:

Yeas—15

Aikin	Moffett
Brownlee	Ramsey
Chadick	Shivers
Lane	Vick
Lanning	Weinert
Martin	Winfield
Mauritz	York
Metcalf	

Nays—8

Beck	Lovelady
Cotten	Moore
Graves	Morris
Jones	Sulak

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears

Paired

Senator Stone (present), who would vote "nay" with Senator Hazlewood (absent), who would vote "yea."

House Concurrent Resolution 78

On motion of Senator Sulak, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

H. C. R. No. 78, Instructing the Enrolling Clerk to make certain changes in the caption of H. B. No. 109.

The President laid the resolution before the Senate, it was read and was adopted.

Recess

On motion of Senator Brownlee, the Senate, at 12:30 o'clock p. m., took recess to 8:00 o'clock p. m. today.

Night Session

(To Consider Local and Uncontested Bills)

The Senate met at 8:00 o'clock p. m. and was called to order by the President.

Senate Bill 204 on Second Reading

The President laid before the Senate, on its second reading and passage to engrossment:

S. B. No. 204, A bill to be entitled "An Act creating a special and more efficient road system for Leon County in the State of Texas, and making the county commissioners ex officio road commissioners and prescribing their powers and duties as such; etc.; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 204 on Third Reading

Senator Lovelady moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 204 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Spears
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Shivers
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Brownlee
Beck	Chadick

Cotten	Moore
Graves	Morris
Jones	Ramsey
Lane	Shivers
Lanning	Stone
Lovelady	Sulak
Martin	Vick
Mauritz	Weinert
Metcalf	Winfield
Moffett	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

Senate Bill 272 on Second Reading

The President laid before the Senate, on its second reading and passage to engrossment:

S. B. No. 272, A bill to be entitled "An Act to change and prescribe the time for holding the terms of District Court in the 108th Judicial District; validating and continuing all processes issued or served before this Act takes effect and made returnable to the next term of said court as now provided by law and making them returnable to the terms of court as herein fixed; validating the summoning of petit jurors under the present law so as to render them available under this Act; to provide for the continuation of court in session in said district when this Act takes effect; to repeal all laws and parts of laws in conflict herewith; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 272 on Third Reading

Senator Brownlee moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 272 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Lanning
Beck	Lovelady
Brownlee	Martin
Chadick	Mauritz
Cotten	Metcalf
Graves	Moffett
Jones	Moore
Lane	Morris

Ramsey	Vick
Shivers	Weinert
Stone	Winfield
Sulak	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

Senate Bill 273 on Second Reading

The President laid before the Senate, on its second reading and passage to engrossment:

S. B. No. 273, A bill to be entitled "An Act to change and prescribe the time for holding the terms of District Courts in the 47th Judicial District; validating and continuing all processes issued or served before this Act takes effect and made returnable to the next term of said court, including recognizances and bonds, and making them returnable to the next term of court in the counties of said district as herein fixed; validating the summoning of grand and petit jurors under the present law so as to render them available under this Act; to provide for the continuation of any court in session in said district when this Act takes effect; to repeal all laws and parts of laws in conflict herewith; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 273 on Third Reading

Senator Brownlee moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 273 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

Senate Bill 286 on Second Reading

The President laid before the Senate, on its second reading and passage to engrossment:

S. B. No. 286, A bill to be entitled "An Act to amend H. B. No. 73, An

Act passed by the First Called Session of the Thirty-third Legislature of the State of Texas to create a more effective road system for Galveston County, Texas, making county commissioners of said county ex-officio precinct road commissioners and prescribing their duties as such, etc., by adding Section 2a providing for additional duties of the county commissioners and by adding Section 2b providing for the payment of traveling expenses to the county commissioners, for the use of their private automobiles, when incurred only in the performance of their duties pertaining to the maintenance of the public road and highways of said county; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 286 on Third Reading

Senator Aikin moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 286 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Cotten
Beck	Graves
Brownlee	Jones
Chadick	Lane

Lanning	Ramsey
Lovelady	Shivers
Martin	Stone
Mauritz	Sulak
Metcalf	Vick
Moffett	Weinert
Moore	Winfield
Morris	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

Senate Bill 290 on Second Reading

The President laid before the Senate, on its second reading and passage to engrossment:

S. B. No. 290, A bill to be entitled "An Act making it unlawful to hunt, shoot, or kill any wild deer and/or non-migratory game bird for a period of four (4) years from and after the effective date of this Act in the County of Randall, State of Texas; fixing a penalty; repealing all laws and parts of laws in conflict herewith in so far as they apply to Randall County; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 290 on Third Reading

Senator Brownlee moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 290 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

Senate Bill 319 on Second Reading

The President laid before the Senate, on its second reading and passage to engrossment:

S. B. No. 319, A bill to be entitled "An Act authorizing the allowance of traveling expenses not to exceed Twenty-five (\$25) Dollars per month for each county commissioner in counties having a population of not less than twenty-four thousand, nine hundred and twenty (24,920) and not more than twenty-five thousand, two hundred, (25,200), according to the last preceding or any future Federal Census and having a tax valuation of not less than Thirteen Million (\$13,000,000) Dollars nor more than Twenty Million (\$20,000,000) Dollars; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 319 on Third Reading

Senator Mauritz moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 319 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Brownlee
Beck	Chadick

Cotten	Moore
Graves	Morris
Jones	Ramsey
Lane	Shivers
Lanning	Stone
Lovelady	Sulak
Martin	Vick
Mauritz	Weinert
Metcalf	Winfield
Moffett	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

House Bill 263 on Second Reading

The President laid before the Senate, on its second reading and passage to third reading.

H. B. No. 263, A bill to be entitled "An Act repealing Chapter 422, Acts of the Regular Session of the Forty-seventh Legislature; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 263 on Third Reading

Senator Lovelady moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 263 be

placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

House Bill 297 on Second Reading

The President laid before the Senate, on its second reading and passage to third reading:

H. B. No. 297, A bill to be entitled "An Act for special fire fighting equipment for Dallas County; etc.; and declaring an emergency."

The bill was read second time.

Senator Moore offered the following amendment to the bill:

Amend H. B. No. 297, Section 11, by striking out the period at the end of such Section 11 and adding thereto the following language:

"to the extent of such conflict only."

The amendment was adopted.

The bill was passed to third reading.

House Bill 297 on Third Reading

Senator Graves moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 297 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

House Bill 347 on Second Reading

The President laid before the Senate, on its second reading and passage to third reading:

H. B. No. 347, A bill to be entitled "An Act making it lawful to take, catch or kill gars at any season in McLennan County; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 347 on Third Reading

Senator Vick moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 347 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Jones
Beck	Lane
Brownlee	Lanning
Chadick	Lovelady
Cotten	Martin
Graves	Mauritz

Metcalfe	Stone
Moffett	Sulak
Moore	Vick
Morris	Weinert
Ramsey	Winfield
Shivers	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

House Bill 388 on Second Reading

The President laid before the Senate, on its second reading and passage to third reading:

H. B. No. 388, A bill to be entitled "An Act providing an open season for taking wild deer and squirrel in San Augustine and Sabine Counties; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 388 on Third Reading

Senator Ramsey moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 388 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalfe
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Metcalfe
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

House Bill 396 on Second Reading

The President laid before the Senate, on its second reading and passage to third reading:

H. B. No. 396, A bill to be entitled "An Act amending H. B. No. 794, Regular Session Forty-seventh Legislature, so as to provide for the taking of raccoon in Commissioners' Precinct No. 4 of Red River County; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 396 on Third reading

Senator Aikin moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 396 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalfe
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

House Bill 429 on Second Reading

The President laid before the Senate, on its second reading and passage to third reading:

H. B. No. 429, A bill to be entitled "An Act to prohibit the killing, capturing, or taking possession of any wild fox in Lamar County for a period of five (5) years from and after the passage of this Act."

The bill was read second time and was passed to third reading.

House Bill 429 on Third Reading

Senator Aikin moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 429 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Graves
Beck	Jones
Brownlee	Lane
Chadick	Lanning
Cotten	Lovelady

Martin	Shivers
Mauritz	Stone
Metcalf	Sulak
Moffett	Vick
Moore	Weinert
Morris	Winfield
Ramsey	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

House Bill 457 on Second Reading

The President laid before the Senate, on its second reading and passage to third reading:

H. B. No. 457, A bill to be entitled "An Act providing for the control and management of the affairs of the Chappel Hill Independent School District in Madison County, Texas, to be vested in the County Board of School Trustees; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 457 on Third Reading

Senator Lovelady moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 457 be

placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

House Bill 479 on Second Reading

The President laid before the Senate, on its second reading and passage to third reading:

H. B. No. 479, A bill to be entitled "An Act making it unlawful to take minnows from the waters of Trinity and Polk Counties, Texas, for purpose of sale, or for commercial purposes, or to transport minnows from

Trinity and Polk Counties for purpose of sale, or to transport more than two hundred (200) minnows from Trinity and Polk Counties, or to have more than two hundred (200) minnows in any vehicle in Trinity and Polk Counties, providing a penalty; etc.; and declaring an emergency."

The bill was read second time.

Senator Ramsey offered the following amendment to the bill:

Amend H. B. No. 479, by striking the words "Jasper, Newton," where same appears in said bill.

The amendment was adopted.

The bill was passed to third reading

House Bill 479 on Third Reading

Senator Lovelady moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 479 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Lane
Beck	Lanning
Brownlee	Lovelady
Chadick	Martin
Cotten	Mauritz
Graves	Metcalf
Jones	Moffett

Moore	Sulak
Morris	Vick
Ramsey	Weinert
Shivers	Winfield
Stone	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

House Bill 480 on Second Reading

The President laid before the Senate, on its second reading and passage to third reading:

H. B. No. 480, A bill to be entitled "An Act providing an open season when it shall be lawful to hunt, take or kill squirrels in Trinity and Polk Counties, Texas; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 480 on Third Reading

Senator Aikin moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 480 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalfe
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Metcalfe
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

House Bill 483 on Second Reading

The President laid before the Senate, on its second reading and passage to third reading:

H. B. No. 483, A bill to be entitled "An Act providing for a closed season on wild turkey in Archer County for a period of five (5) years; etc.; and declaring an emergency."

The bill was read second time.

Senator Moffett offered the following amendment to the bill:

Amend H. B. No. 483 by striking out the words and figures "Fifty (\$50.00) Dollars" in Section 1 of said bill, and inserting in lieu thereof the word and figures "Ten (\$10.00) Dollars."

The amendment was adopted.

The bill was passed to third reading.

House Bill 483 on Third Reading

Senator Moffett moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 483 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Cotten
Beck	Graves
Brownlee	Jones
Chadick	Lane

Lanning	Ramsey
Lovelady	Shivers
Martin	Stone
Mauritz	Sulak
Metcalf	Vick
Moffett	Weinert
Moore	Winfield
Morris	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

House Bill 519 on Second Reading

The President laid before the Senate, on its second reading and passage to third reading:

H. B. No. 519, A bill to be entitled "An Act providing a license and permit for fishing on Medina Lake; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 519 on Third Reading

Senator Metcalfe moved that the constitutional rule requiring bill to be read on three several days be suspended and that H. B. No. 519 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

House Bill 572 on Second Reading

The President laid before the Senate, on its second reading and passage to third reading:

H. B. No. 572, A bill to be entitled "An Act amending H. B. No. 1000, Regular Session Forty-sixth Legislature, by inserting a new Section to be known as Section 1a, and amending Section 4 of said Act providing for the expenditure of funds collected thereunder, and by amending Section 5a of said Act to clarify the provi-

sion restricting the taking of turkey gobblers in the counties of which said Act applies; and declaring an emergency."

The bill was read second time.

Senator Winfield offered the following amendments to the bill:

(1)

Amend H. B. No. 572 by striking Section 1 and Subsection 1a.

(2)

Amend H. B. No. 572 by striking Lines 2 and 3 of the Caption which reads as follows:

"by inserting a new Section to be known as Section 1a making the Act applicable to Hudspeth and Culbertson Counties, and"

and inserting immediately before the first word of Line 4, which word is "amending" the word "by".

(3)

Amend H. B. No. 572 by striking from Lines 24 and 25, Section 4, Page 2, the following:

"the provisions of House Bill No. 1000 apply to Hudspeth and other counties".

(4)

Amend H. B. No. 572 by renumbering Sections 2, 3, and 4, to read Sections 1, 2, and 3, respectively.

The amendments were adopted severally.

The bill was passed to third reading.

House Bill 572 on Third Reading

Senator Winfield moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 572 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalfe
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Metcalfe
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

House Bill 582 on Second Reading

The President laid before the Senate, on its second reading and passage to third reading:

H. B. No. 582, A bill to be entitled "An Act for the purpose of better preserving the game and fish resources of Brazoria County by providing that the members of the county commissioners' court of said county shall be the conservators of game in said county; etc.; and declaring an emergency."

The bill was read second time.

Senator Stone offered the following amendment to the bill:

Amend H. B. No. 582 by striking out of Section one thereof the following:

"and they shall supervise the activities of other State Agents or Officials within boundaries of said county."

The amendment was adopted.

The bill was passed to third reading.

House Bill 582 on Third Reading

Senator Stone moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 582 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—16

Aikin	Mauritz
Brownlee	Metcalf
Graves	Moore
Jones	Morris
Lane	Shivers
Lanning	Stone
Lovelady	Vick
Martin	York

Nays—7

Beck	Ramsey
Chadick	Weinert
Cotten	Winfield
Moffett	

Absent

Sulak

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

House Bill 583 on Second Reading

The President laid before the Senate, on its second reading and passage to third reading:

H. B. No. 583, A bill to be entitled "An Act for the purpose of better preserving the game and fish resources of Goliad County by providing that the members of the county commissioners' court of said county shall be the conservators of game in said county; etc.; and declaring an emergency."

The bill was read second time.

Senator Mauritz offered the following amendment to the bill:

Amend H. B. 583 by striking out of Section One thereof the following:

"and they shall supervise the activities of other State Agents or Officials within boundaries of said County."

The amendment was adopted.

The bill was passed to third reading.

House Bill 583 on Third Reading

Senator Mauritz moved that the constitutional rule requiring bill to be read on three several days be suspended and that H. B. No. 583 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—18

Aikin	Mauritz
Brownlee	Metcalfe
Chadick	Moore
Graves	Morris
Jones	Shivers
Lane	Stone
Lanning	Vick
Lovelady	Winfield
Martin	York

Nays—5

Beck	Ramsey
Cotten	Weinert
Moffett	

Absent

Sulak

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

House Bill 621 on Second Reading

The President laid before the Senate, on its second reading and passage to third reading:

H. B. No. 621, Regulating fishing in Kendall County.

The bill was read second time and was passed to third reading.

House Bill 621 on Third Reading

Senator Metcalfe moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 621 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalfe
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Metcalfe
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

House Bill 638 on Second Reading

The President laid before the Senate, on its second reading and passage to third reading:

H. B. No. 638, A bill to be entitled "An Act making it unlawful to kill or take wild deer or wild turkey in Cass, Bowie, Fannin and Marion Counties for a period of five years; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 638 on Third Reading

Senator Jones moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 638 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Graves
Beck	Jones
Brownlee	Lane
Chadick	Lanning
Cotten	Lovelady

Martin	Shivers
Mauritz	Stone
Metcalf	Sulak
Moffett	Vick
Moore	Weinert
Morris	Winfield
Ramsey	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

Senate Bill 46 on Second Reading

The President laid before the Senate, on its second reading and passage to engrossment:

S. B. No. 46, A bill to be entitled "An Act amending Article 3193i, Title 51, Chapter 2 of the Revised Civil Statutes of 1925 so as to define the term 'additional leave' as used in said Article, allowing the Superintendents of State Hospitals to give additional leave to patients after a twelve month temporary absence; and declaring an emergency."

The bill was read second time.

Senator Lanning offered the following committee amendments to the bill:

(1)

Amend S. B. No. 46, Section 1, by adding the words "under any circum-

stances" to the sentence beginning in line 4 and ending in line 16.

(2)

Amend S. B. No. 46, Section 1, by striking from the sentence of said Section, the words "without approval of the Governor, nor shall such permission terminate or in any way affect the original order of commitment," beginning with line 14 and ending in line 16.

The amendments were adopted severally.

The bill was passed to engrossment.

Senate Bill 46 on Third Reading

Senator Lanning moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 46 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Martin
Beck	Mauritz
Brownlee	Metcalf
Chadick	Moffett
Cotten	Moore
Graves	Morris
Jones	Ramsey
Lane	Shivers
Lanning	Stone
Lovelady	Sulak

Vick	Winfield
Weinert	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

Senate Bill 60 on Second Reading

The President laid before the Senate, on its second reading and passage to engrossment:

S. B. No. 60, A bill to be entitled "An Act conferring upon the Board of Regents of the Texas State College for Women of Texas the power of eminent domain to acquire land for the use of the College; exempting said Regents from depositing bond as provided in Section 2, of Article 3268, Revised Civil Statutes of Texas of 1925; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 60 on Third Reading

Senator Lanning moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 60 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

Senate Bill 175 on Second Reading

The President laid before the Senate, on its second reading and passage to engrossment:

S. B. No. 175, A bill to be entitled "An Act to amend Section 3, Chapter 485, Acts of the Regular Session of the Forty-seventh Legislature, by providing certain limitations, regulations and allocations; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 175 on Third Reading

Senator Mauritz moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 175 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

Senate Bill 190 on Second Reading

The President laid before the Senate, on its second reading and passage to engrossment:

S. B. No. 190, A bill to be entitled "An Act amending Article 2526, Revised Civil Statutes of Texas, 1925, as amended by Acts 1927, Fortieth Legislature, First Called Session, page 161, Chapter 57, and as amended by Acts Forty-fifth Legislature, 1937, page 319, Chapter 164; also amending Article 2537, Revised Civil Statutes of Texas, 1925, as amended by Chapter 89, Acts First Called Session, Forty-third Legislature, and as amended by Acts Forty-fifth Legislature, 1937, page 319, Chapter 164; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 190 on Third Reading

Senator Vick moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 190 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

Senate Bill 218 on Second Reading

The President laid before the Senate, on its second reading and passage to engrossment:

S. B. No. 218, A bill to be entitled "An Act providing that any person of good moral character who, on May 22, 1937, had been engaged in the practice of architecture, in this State as his or her principal vocation for a period of at least six (6) months prior to said date and who failed to obtain a registration certificate as

provided for in Section 7 of Chapter 478, Acts of 1937, Forty-fifth Legislature, may have thirty (30) days from the date upon which this Act goes into effect in which to file with the Board of Architectural Examiners the affidavit and pay the fee of Twenty-five (\$25.00) Dollars in order to obtain a certificate authorizing such person to practice Architecture in the State of Texas, as provided in said Act, and further amending said Act; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 218 on Third Reading

Senator Sulak moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 218 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Lovelady
Beck	Martin
Brownlee	Mauritz
Chadick	Metcalf
Cotten	Moffett
Graves	Moore
Jones	Morris
Lane	Ramsey
Lanning	Shivers

Stone
Sulak
Vick

Weinert
Winfield
York

Absent—Excused

Bullock
Fain
Formby
Hazlewood

Kelley
Lemens
Spears

Senate Bill 222 on Second Reading

The President laid before the Senate, on its second reading and passage to engrossment:

S. B. No. 222, A bill to be entitled "An Act amending Section 1 of H. B. No. 125, Chapter 33, page 85, Acts of the Second Called Session of the Forty-third Legislature, 1934; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 222 on Third Reading

Senator York moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 222 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Brownlee
Beck	Chadick

Cotten	Moore
Graves	Morris
Jones	Ramsey
Lane	Shivers
Lanning	Stone
Lovelady	Sulak
Martin	Vick
Mauritz	Weinert
Metcalf	Winfield
Moffett	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

Senate Bill 232 on Second Reading

The President laid before the Senate, on its second reading and passage to engrossment:

S. B. No. 232, A bill to be entitled "An Act amending S. B. No. 91, Chapter 14 of the General Laws of the Regular Session of the Forty-seventh Legislature so as to declare and recognize for certain tax purposes only Post, Camp, and Unit Exchanges established and operated within the State of Texas, by the United States Military, Naval and Marine forces, as instrumentalities of the United States; providing that the tax on the sale and use of cigarettes shall not apply to sales to or by such Post, Camp or Unit Exchanges where made to officers, soldiers, sailors, nurses, and marines, in the Army, Navy or Marine Corps of the United States and not otherwise; providing at what places and under what conditions sales of cigarettes may be made to officers, soldiers, sailors, nurses and marines of the United States; prohibiting the purchase and receipt of cigarettes by any civilian employee of the United States Government, or any other person, except officers, soldiers, sailors, nurses and marines of the Army, Navy and Marine forces of the United States, from Post, Camp, or Unit Exchanges of such forces, without the State Tax Stamp being affixed to each package thereof, and prohibiting the use and consumption of cigarettes by such persons without paying the tax imposed by law upon cigarettes used or otherwise disposed of in this State; prohibiting the removal of cigarettes in quantities

of more than forty (40) cigarettes from Military and Naval Posts and Reservations by officers, soldiers, sailors, nurses, and marines in the Army, Navy, or Marine Corps of the United States, without the State Tax stamp affixed to each package, and prohibiting the resale and distribution of such cigarettes to any person not authorized to use and consume the same without the State Tax having been paid thereon; providing the purchase, possession, or use of such cigarettes is a violation of this Act; making possession of unstamped cigarettes by certain persons and under certain conditions named in this Act prima facie violation; providing a penalty for violation of this Act by making it a misdemeanor, and declaring each violation to be a separate offense; providing a saving clause; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 232 on Third Reading

Senator Lovelady moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 232 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

Message from the House

Hall of the House of Representatives,
Austin, Texas,
April 5, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill and resolutions:

The House has appointed the following conferees on S. B. No. 7: Donald Markle, Paul Donald, Roger Knight, Omar Burkett, and Jack Overton.

H. C. R. No. 90, Requesting that H. B. No. 10 be returned for further consideration and correction.

H. B. No. 1, A bill to be entitled "An Act making an appropriation of the sum of Two Hundred and Fifty Thousand (\$250,000) Dollars, or so much thereof as may be necessary, out of the funds in the State Treasury not otherwise appropriated, to pay the contingent expenses, and to pay the mileage and per diem of Members and the per diem of officers and employees of the Regular Session of the Forty-eighth Legislature; etc.; and declaring an emergency."

Respectfully submitted,

CLARENCE JONES,
Chief Clerk, House of Representatives.

Senate Bill 234 on Second Reading

The President laid before the Senate, on its second reading and passage to engrossment:

S. B. No. 234, A bill to be entitled "An Act to amend Article 2465, Revised Civil Statutes of Texas, 1925, as amended by Acts 1929, Forty-first Legislature, page 4, Chapter 17, Section 1, by Acts 1929, Forty-first Legislature, Second Called Session, page 168, Chapter 185, Section 1, and by Acts 1941, Forty-seventh Legislature, page 1399, Chapter 634, Section 1, so that the Banking Commissioner may adequately examine Credit Unions, providing for the appointment of Credit Union Examiners and the salary and traveling expenses of such Examiners, for the collection of fees therefor and providing for the deposit of said fees with the State Treasurer; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 234 on Third Reading

Senator Morris moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 234 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

Senate Bill 235 on Second Reading

The President laid before the Senate, on its second reading and passage to engrossment:

S. B. No. 235, A bill to be entitled "An Act to amend Article 2484, Revised Civil Statutes of Texas, 1925, as thereafter amended, by Acts of 1929, Forty-first Legislature, Second Called Session, page 165, Chapter 85, Section 1, and by Acts 1937, Forty-fifth Legislature, page 217, Chapter 117, Section 1, and by Acts 1939, Forty-sixth Legislature, page 221, Section 4, so that Banking Commissioner may, for good cause shown, extend time of filing of reports by Credit Unions for a period of not more than sixty days; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 235 on Third Reading

Senator Morris moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 235 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Cotten
Beck	Graves
Brownlee	Jones
Chadick	Lane

Lanning	Ramsey
Lovelady	Spears
Martin	Stone
Mauritz	Sulak
Metcalf	Vick
Moffett	Weinert
Moore	Winfield
Morris	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Shivers
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

Senate Bill 250 on Second Reading

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 250, A bill to be entitled "An Act authorizing the State Department of Public Welfare to turn over certain records of the Texas Relief Commission, for the years 1932 to September 1, 1939, and all duplicate Old Age Assistance records accumulated for the year 1936 through October, 1938, to the Board of Control and giving said Board of Control authority and requiring it to sell same for salvage or any commercial purpose or otherwise dispose of said records or cause the same to be destroyed; and declaring an emergency."

The bill was read second time.

Senator Lovelady offered the following amendments to the bill:

(1)

Amend Senate Bill No. 250 by striking out everything below the enacting clause and inserting in lieu thereof the following:

"Section 1. The State Department of Public Welfare is hereby directed to examine certain records for the years 1932 to September 1, 1939, consisting principally of copies of Work Projects Reports, copies of miscellaneous correspondence, disbursing order registers, time reports, work cards, etc., all of which are covered by an audit of the records of the Texas Relief Commission covering the period from November 1, 1932 to August 31, 1939, for the Board of Control of this State, and all duplicate Old Age Assistance records accumulated for the year 1936 through October 1938; and to make a list of all records in its possession and custody which have no value and further use, and to submit such list thereof of records no longer needed and worthless, to the Texas Library and Historical Commission. Thereafter the Texas Library and Historical Commission will examine such list and if they want any or all of such records as are described in such list, such Commission shall within five days after the date of the delivery of such itemized list notify the State Department of Public Welfare of the items desired by the Texas Library and Historical Commission and shall immediately accept and take possession of such items.

"Sec. 2. All such records which have not been acquired by the Texas Library and Historical Commission in accordance with Section 1 of this Act will be transferred to the State Board of Control, together with a certificate from the State Department of Public Welfare, stating that none of such items are needed for any purpose whatsoever, and that the Texas Library and Historical Commission have acquired, or had an opportunity to acquire all such records, as was wanted by them.

"Sec. 3. The State Board of Control shall accept such records not acquired by the Texas Library and Historical Commission and is hereby authorized and directed to sell such records as salvage, or any commercial purpose in the manner now re-

quired by law for the sale of junk, or to destroy them if they are not saleable.

"Sec. 4. The fact that the records described in this Act are of no value to the State or to the people of the State; and the further fact that said records are very voluminous; and the further fact that a large volume of them are stored in Works Projects Administration warehouses which have been closed, creating a large and unnecessary expense to the State Department of Public Welfare for storage; and the fact that there is no law authorizing the disposition of any portion of them create an emergency and an imperative public necessity that the Constitutional Rule requiring Bills to be read on three (3) several days in each House be suspended, and said Rule is hereby suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted."

(2)

Amend Senate Bill No. 250 by striking out everything above the enacting clause and inserting in lieu thereof the following:

"An Act directing the State Department of Public Welfare to prepare a list of certain records of the Texas Relief Commission for the years 1932 to September 1, 1939, and all duplicate Old Age Assistance records accumulated for the years 1936 through October 1938, to be submitted to the Texas Library and Historical Commission for examination; directing such Commission to acquire such records as are wanted by them within five days after delivery of such list; directing State Department of Public Welfare to transfer said useless records not wanted by the Texas Library and Historical Commission to the State Board of Control for sale and destruction; and declaring an emergency."

The amendments were adopted severally.

The bill was passed to engrossment.

Senate Bill 250 on Third Reading

Senator Lovelady moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 250 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—23

Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York
Metcalf	

Nays—1

Aikin

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

Senate Bill 261 on Second Reading

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 261, A bill to be entitled "An Act to amend Article 445, Section 4, paragraph 2 of the Revised Civil Statutes of Texas, 1925, prescribing a penalty for the violation

thereof; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 261 on Third Reading

Senator Brownlee moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 261 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

Senate Bill 266 on Second Reading

The President laid before the Senate, on its second reading and passage to engrossment:

S. B. No. 266, A bill to be entitled "An Act directing all agencies of the State Government to submit requests for rental space to the State Board of Control, directing said Board to advertise for bids on said space, at least one time in a newspaper of regular publication in the county where such rental space is sought, excepting from the provisions of this Act rental space that costs less than \$100.00 per annum, requiring that all such contracts be renewed at least every two years; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 266 on Third Reading

Senator Lanning moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 266 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Cotten
Beck	Graves
Brownlee	Jones
Chadick	Lane

Lanning	Ramsey
Lovelady	Shivers
Martin	Stone
Mauritz	Sulak
Metcalf	Vick
Moffett	Weinert
Moore	Winfield
Morris	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

Senate Bill 267 on Second Reading

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 267, A bill to be entitled "An Act to amend Article 119 of the Code of Criminal Procedure of Texas, 1925 Revision, relating to habeas corpus after indictment and after conviction; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 267 on Third Reading

Senator Weinert moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 267 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—23

Aikin	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York
Metcalf	

Nays—1

Beck

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—23

Aikin	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York
Metcalf	

Nays—1

Beck

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

Senate Bill 268 on Second Reading

The President laid before the Senate, on its second reading and passage to engrossment:

"S. B. No. 268, A bill to be entitled 'An Act amending S. B. No. 200, Acts of the Forty-sixth Legislature, Regular Session, 1939, by adding thereto Section 11a; and declaring an emergency.'"

The bill was read second time and was passed to engrossment.

Senate Bill 268 on Third Reading

Senator Brownlee moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 268 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Lovelady
Beck	Martin
Brownlee	Mauritz
Chadick	Metcalf
Cotten	Moffett
Graves	Moore
Jones	Morris
Lane	Ramsey
Lanning	Shivers

Stone	Weinert
Sulak	Winfield
Vick	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

Committee Substitute Senate Bill 281 on Second Reading

The President laid before the Senate on its second reading and passage to engrossment:

C.S.S.B. No. 281, A bill to be entitled "An Act providing that it is unlawful for any person, firm, corporation or association of persons, to reproduce, print or prepare or to sell or furnish any printed, multigraphed or mimeographed list or lists prepared by or under the direction of the Commissioner of the General Land Office of the State of Texas, offering for sale or lease any State or Public School Land, and providing a penalty therefor, provided nothing therein shall prohibit the Commissioner of the General Land Office or the School Land Board from advertising in newspapers or otherwise as is provided by law, and providing further that newspapers and periodicals may publish such lists

in their regular issues as news items; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Committee Substitute Senate Bill 281 on Third Reading

Senator Sulak moved that the constitutional rule requiring bills to be read on three several days be suspended and that C. S. S. B. No. 281 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

Senate Bill 308 on Second Reading

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 308, A bill to be entitled "An Act providing school districts may remain independent districts regardless of scholastic enrollment; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 308 on Third Reading

Senator Vick moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 308 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

Senate Bill 310 on Second Reading

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 310, A bill to be entitled "An Act to amend Section 2, H. B. No. 903, Acts of the Regular Session of the Forty-sixth Legislature so as to make it possible for dishes, receptacles or utensils to be sterilized with a chlorine solution; and declaring an emergency."

The bill was read second time.

Senator York offered the following amendment to the bill:

Amend S. B. No. 310, Section 2 thereof, by striking out the letters "(a)" and "(b)" where they appear in Section 2; and by striking out the word "shall" after the letter "(b)"; and by changing the period after "180° F" to a semi colon; and by inserting after the semi colon the words "or as an alternate method."

The amendment was adopted.

The bill was passed to engrossment.

Senate Bill 310 on Third Reading

Senator York moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 310 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Formby
Fain	Hazlewood

Kelley
Lemens

Spears

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—22

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Nays—2

Chadick	Morris
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Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

Senate Bill 326 on Second Reading

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 326, A bill to be entitled "An Act granting permission to M. C. Parrish & Company, a corporation chartered under the laws of Texas, to bring suit against the State of Texas and the State Board of Control, together with any and all other parties who may be proper or necessary in the prosecution of said suit, to ascertain and fix the amount, if any, due said M. C. Parrish & Company, by reason of the shipment, and delivery to, and acceptance by the State Tuberculosis Hospital, at Sanatorium, Texas, of 60.7725 tons of No. 2, Alfalfa hay, at a total price of \$1,142.42, growing out of a contract between the State of Texas and Ross-Hicks Grain Company; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 326 on Third Reading

Senator Martin moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 326 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

Senate Bill 327 on Second Reading

The President laid before the Senate on its second reading and passage to engrossment:

S. B. No. 327, A bill to be entitled "An Act to amend Article 1549 of the

Penal Code of Texas, Revision of 1925, so to permit the State to elect which offense a party shall be prosecuted for when the act or transaction upon which the prosecution is predicated constitutes both swindling and some other offense."

The bill was read second time and was passed to engrossment.

Senate Bill 327 on Third Reading

Senator Weinert moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 327 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

House Bill 36 on Second Reading

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 36, A bill to be entitled "An Act amending Article 524, Revised Penal Code of the State of Texas, to define Sodomy and to fix the penalty therefor; etc.; and declaring an emergency."

The bill was read second time.

Senator Brownlee offered the following amendment to the bill:

Amend H. B. No. 36 by striking out all Section 2 and adding in lieu thereof the following:

"Sec. 2. The fact that the present law does not sufficiently define Sodomy, creates an emergency and an imperative public necessity that the constitutional rule requiring that bills be read on three several days in each House be suspended, and said rule is hereby suspended and that this Act shall take effect and be in force from and after its passage, and it is so enacted."

The amendment was adopted.

The bill was passed to third reading.

House Bill 36 on Third Reading

Senator Brownlee moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 36 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

House Bill 61 on Second Reading

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 61, A bill to be entitled "An Act amending Article 5280 and 5282 of the 1925 Revised Civil Statutes of Texas as amended by S. B. No. 351, Acts of the Forty-seventh Legislature, Regular Session, 1941, providing for the recording of field notes, plats and other documents subject to being recorded in the county surveyor's records the issuance of certificate of facts and other certified copies of documents of record in the county surveyor's office; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 61 on Third Reading

Senator Mauritz moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 61 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Chadick
Beck	Cotten
Brownlee	Graves

Jones	Morris
Lane	Ramsey
Lanning	Shivers
Lovelady	Stone
Martin	Sulak
Mauritz	Vick
Metcalfe	Weinert
Moffett	Winfield
Moore	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Metcalfe
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

House Bill 98 on Second Reading

The President laid before the Senate, on its second reading and passage to third reading:

H. B. No. 98, A bill to be entitled "An Act regulating the official ballot and requiring the county committee to print a minimum of four official ballots for each county for primary elections, otherwise as pursuant to Article 3109, Revised Civil Statutes of Texas, differing only with respect to the office of county commissioner; etc.; and declaring an emergency."

The bill was read second time.

On motion of Senator Moore, and by unanimous consent, the caption of

the bill was ordered amended to conform to the body of the bill.

The bill then was passed to third reading.

House Bill 98 on Third Reading

Senator Lovelady moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 98 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalfe
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Metcalfe
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

House Bill 314 on Second Reading

The President laid before the Senate, on its second reading and passage to third reading:

H. B. No. 314, A bill to be entitled "An Act validating consolidation of certain common school districts independent school districts and consolidated independent school districts and county line school districts, both independent and common and consolidation of such districts wherein a majority of the voters of each of the affected districts approve such a consolidation at an election held for such purpose; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 314 on Third Reading

Senator Winfield moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 314 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Cotten
Beck	Graves
Brownlee	Jones
Chadick	Lane

Lanning	Ramsey
Lovelady	Shivers
Martin	Stone
Mauritz	Sulak
Metcalf	Vick
Moffett	Weinert
Moore	Winfield
Morris	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

House Bill 336 on Second Reading

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 336 A bill to be entitled "An Act to amend Section 1, Chapter 16, S. B. No. 287, Acts of the First Called Session of the Thirtieth Legislature so as to provide when there is any surplus remaining after the principal and the interest is fully paid on road bonds it may be used by the County Political Subdivision of the County or any Local District that has been or may hereafter be created for the purpose of construction, maintenance, and operation of certain roads and turn pikes or in the aid thereof as may be determined by the commissioners court; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 336 on Third Reading

Senator Beck moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 336 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

House Bill 415 on Second Reading

The President laid before the Senate on its second reading and passage to third reading:

H. B. No. 415, A bill to be entitled "An Act amending Section 19, Article 118-a, the Acts of 1933, Forty-third Legislature, page 550, Chapter 180, as amended by the Acts of 1935, Forty-fourth Legislature, page 556, Chapter 238, paragraph 1, requiring all citrus fruits purchased by weight prior to packing to be weighed over public scales, and fixing the fees therefor; etc.; and declaring an emergency."

The bill was read second time and was passed to third reading.

House Bill 415 on Third Reading

Senator Moore moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 415 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

Committee Substitute Senate Bill 255 on Second Reading

The President laid before the Senate on its second reading and passage to engrossment:

C.S.S.B. No. 255, A bill to be entitled "An Act amending Section 11 of Article IV of H. B. No. 2, Chapter 495, Acts of the Third Called Session of the Forty-fourth Legislature, by repealing Subsection 1 of Section 11(a), which Subsection levies a tax on the

production of ores; and declaring an emergency."

The bill was read second time.

Senator Winfield offered the following amendment to the bill:

Amend S. B. No. 255 by striking out all below the enacting clause and substituting in lieu thereof the following:

"Section 1. That Section 11 of Article IV of H. B. No. 8, Chapter 495, of the Acts of the Third Called Session of the Forty-fourth Legislature be and the same is hereby repealed.

"Sec. 2. The fact that the statute levying a tax on marble, cinnabar and other ores has to date yielded only a small amount of revenue and that the tax is not graduated in proportion to the value of the ores produced; and the further fact that Texas bounds in mineral wealth, mainly in low grade ores, much of which is essential to the prosecution of the war in which we are now engaged, and the above statute has the effect of unduly burdening the war effort and of retarding the development of the natural resources of Texas, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be and the same is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted."

Also amend S. B. No. 255 by striking out all above the enacting clause and substituting in lieu thereof the following:

**"A BILL
To Be Entitled**

"An Act repealing Section 11 of Article IV of H. B. No. 8, Chapter 495 of the Acts of the Third Called Session of the Forty-fourth Legislature of Texas which as now written levies a tax on marble, cinnabar and other ores; and declaring an emergency."

The amendment was adopted by the following vote:

Yeas—20

Aikin	Moffett
Beck	Moore
Graves	Ramsey
Jones	Shivers
Lane	Stone
Lanning	Sulak
Lovelady	Vick
Martin	Weinert
Mauritz	Winfield
Metcalf	York

Nays—3

Chadick	Morris
Cotten	

Present—Not Voting

Brownlee

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The bill was passed to engrossment.

**Committee Substitute Senate Bill 255
on Third Reading**

Senator Beck moved that the constitutional rule requiring bills to be read on three several days be suspended and that C. S. S. B. No. 255 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Sulak
Lanning	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—21

Aikin	Metcalf
Beck	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Jones	Stone
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York
Mauritz	

Nays—2

Moffett Sulak

Present—Not Voting

Brownlee

Absent—Excused

Bullock	Kelley
Fain	Lemens
Formby	Spears
Hazlewood	

Reason for Not Voting

I was recorded present—not voting on C. S. S. B. No. 255 because of a personal interest, which I disclosed.

BROWNLEE.

Adjournment

Senator Moore moved that the Senate adjourn until 10:00 o'clock a. m. tomorrow.

The motion prevailed; and the Senate, accordingly, at 9:25 o'clock p. m., adjourned until 10:00 o'clock a. m. tomorrow.

FORTY-SEVENTH DAY

(Tuesday, April 6, 1943)

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called, and the following Senators were present:

Aikin	Metcalf
Beck	Moffett
Brownlee	Moore
Chadick	Morris
Cotten	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lovelady	Winfield
Martin	York
Mauritz	

A quorum was announced present.

Rev. S. B. Culpepper, Chaplain, offered prayer.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Leave of Absence Granted

Senator Bullock was granted leave of absence for today and the remainder of this week on account of illness, on motion of Senator Lovelady.

Reports of Standing Committees

Senator Moffett submitted the following reports:

Austin, Texas,
April 6, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on State Affairs to whom was referred H. C. R. No. 66, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be not printed.

MOFFETT, Vice Chairman.

Austin, Texas,
April 6, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on State Affairs to whom was referred H. C. R. No. 36, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be not printed.

MOFFETT, Vice Chairman.

Austin, Texas,
April 6, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on State Affairs to whom was referred S. B. No. 320, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

MOFFETT, Vice Chairman.

Senator Brownlee submitted the following report:

Austin, Texas,
April 6, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Contingent Expense, to whom was referred H. C. R. No. 54, have had the same under consideration, and beg leave to report it back to the Senate with the recommendation that it do pass.

BROWNLEE, Chairman.